# **CCRB INVESTIGATIVE RECOMMENDATION**

A An officer	Force: An officer used physical force against individua			uals		
Officer(s)	Allegati	ion		Inve	estigator Recon	nmendation
1. An officer						
Subject Officer(s)	Shield	TaxID	Command			
Vitness(es) Home Address						
Complainant/Victim	Туре	Home Addro	ess			_
Tue, 06/16/2020 1:06 PM		CCRB	E-mail	Tue, 06/16	5/2020 1:06 PM	
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time	Received at CCI	RB
Friday, 06/05/2020 9:00 PM		Grand Army Plaza		78	12/5/2021	5/4/2022
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
William Rasenberger		Squad #7	202004425	☐ Abuse	O.L.	☐ Injury
Investigator:		Team:	CCRB Case #:	<b>✓</b> Force	☐ Discourt.	☐ U.S.

#### **Case Summary**

On June 16<sup>th</sup>, 2020, the CCRB received the following complaint by e-mail from On June 5<sup>th</sup>, 2020, at around 9:00 p.m., Participated in a George Floyd/Black Lives Matter march, which was halted by police at Grand Army Plaza. A line of officers were spread out across the inner ring road, between the Triumphal Arch and a CitiBike station. One of the officers at the end of the line nearest the Citibike station allegedly shoved multiple journalists, who were attempting to cross the police line [Allegation A: Force – Physical Force, ST(2)(g)

The CCRB is not in possession of any video evidence for this case.

### **Findings and Recommendations**

### Allegation A: An officer used physical force against individuals

### **Known facts and general descriptions**

stated during his CCRB interview [BR 2] that on June 5<sup>th</sup>, 2020, at around 9 p.m., he was participating in a Black Lives Matter/George Floyd march, which was halted by police officers when it arrived at Grand Army Plaza in Brooklyn. A line of officers spread across the inner ring road, between the Triumphal Arch and a Citibike station; the officers did not allow protesters to cross the line. Multiple journalists were on scene. At separate times, two two-person teams of journalists – whom street identified as such because they were wearing press passes -- attempted to cross the police line near its westernmost edge. An officer, who respectively described as a black male, probably in his twenties, standing approximately 5'10" and weighing 160 lbs, pushed each of the journalists, apparently to prevent them from crossing the line.

## **Body-worn camera and other video**

The CCRB's request for body-worn camera footage yielded negative results [BR 3]. The receipt indicates that a search was conducted for footage from the 78<sup>th</sup> Precinct, the Strategic Response Group (SRG), Critical Response Command (CRC) and the Disorder Control Unit between 8:00 p.m. and 10 p.m. on June 5<sup>th</sup>, 2020. The CCRB is in possession of two cell-phone recorded videos of the stand-off between police and protesters at Grand Army Plaza [BR 16 and 17]. However, these videos do not capture [SST(2)(5)] or the subject officer, and do not capture any misconduct.

### **Documents**

The CCRB is not in possession of any documents related to the incident. The CCRB's request for detail rosters and zone maps yielded negative results [BR 4]. The 78<sup>th</sup> Precinct roll call [BR 5] does not indicate that any officers were assigned to posts at Grand Army Plaza. A search for arrests made in Brooklyn between 8:00 p.m. and 10:00 p.m. on June 5<sup>th</sup>, 2020 showed that no arrests were made at or near Grand Army Plaza [BR 6]. A request for the 78<sup>th</sup> precinct summons log yielded negative results for June 5<sup>th</sup>, 2020 [BR 7]. The CCRB located multiple twitter posts regarding the events at Grand Army Plaza on the night of June 5<sup>th</sup>, 2020, some of which were posted by members of the press. The CCRB contacted many of these journalists, including

All of these

journalists confirmed that they were at Grand Army Plaza on the night of June 5<sup>th</sup>, 2020. None reported being subjected to force by police officers, nor had they observed any officers using force against other journalists. was the only one of these journalists that captured footage near the time and place of this incident. The footage is a "live-stream" in which [37(2)(b)] dictates the end of the stand-off between police and citizens at Grand Army Plaza. The footage is not relevant to the incident in this case. In any case, the footage no longer exists, as. [387(2)(b)] deleted the twitter post in which the footage was embedded shortly after posting it.

# **Concurrent Investigations**

On January 11<sup>th</sup>, 2021, Detective Christophe Retos of the Internal Affairs Bureau (IAB) confirmed that IAB is not conducting an investigation into this incident.

### **Ranking officers**

The CCRB has been unable to identify the ranking officer on-scene, because there are no known documents or videos related to the incident.

### Officer interviewed

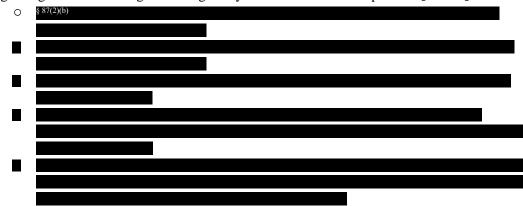
Because no victims of the force allegations were identified and because the NYPD had no documentation to identify which officers were working during this incident, no NYPD officers were interviewed.

## Allegation recitation and disposition

On June 5<sup>th</sup>, 2020, at around 9:00 p.m., an officer allegedly shoved multiple journalists that were covering a George Floyd/Black Lives Matter protest at Grand Army Plaza. [837(2)(g)]

### **Civilian and Officer CCRB Histories**

• \$87(2)(b) is listed as a complainant in five other CCRB complaints, all regarding incidents during the George Floyd/Black Lives Matter protests [BR 12].



# **Mediation, Civil and Criminal Histories**

This case was not suitable for mediation.

notices of claim conn		
7		
Will Rasenberger Signature	Inv. Will Rasenberger Print Title & Name	12/10/2020 Date
	Manager Vanessa Rosen	1/11/2021
	notices of claim connle upon receipt.  7  Will Rasenberger	Will Rasenberger Signature  Signature  Manager Vanessa Rosen  Signature  Print Title & Name  Manager Vanessa Rosen  Print Title & Name